

12/10/01

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF SOCIAL WORK EXAMINERS

In The Matter Of	:	Administrative Action
	:	PROVISIONAL ORDER
PAUL REILLY	:	OF DISCIPLINE
	:	

This matter was opened to the New Jersey State Board of Social Work Examiners ("Board") on information received which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Pursuant to a Consent Order filed by the Board on September 5, 2001 (Exhibit 1), Paul Reilly's certification to practice social work was suspended for a period of five years commencing upon the entry of the Consent Order, with the first two years of the suspension being active and the remaining three years

being stayed conditioned upon full compliance with the terms of the Consent Order.

2. The Consent Order states that during the active suspension, Paul Reilly ("respondent") is prohibited from holding himself out as a social worker or practicing social work, including practicing in exempt settings as defined in N.J.S.A. 45:15BB-5.

3. Respondent continued to engage in the practice of social work at Greystone Park Psychiatric Hospital during the active time of his suspension until his termination of employment on October 12, 2001 (Exhibit 2).

4. Additionally, Respondent continued to engage in the practice of social work at Summer House in Bergen County which is a non-profit residential program for psychiatric clients. During the active time of his suspension until his termination of employment on October 26, 2001 (Exhibit 3), respondent was employed as a relief counselor at Summer House.

5. During the time of his active suspension while he was nevertheless engaged in social work practice at Greystone Park Psychiatric Hospital, the Board received a complaint against respondent regarding his conduct toward a patient.

6. Further, the Consent Order directs that immediately upon signing the Consent Order, respondent shall return by registered mail his New Jersey certification to Leslie Aronson, Executive Director.

7. As certified by Leslie Aronson, respondent has failed to return his certification (Exhibit 4).

8. The Consent Order further directs that respondent pay a civil penalty and cost in the amount of fourteen thousand, three hundred dollars (\$14,300.00) over a period of twenty-two consecutive months, the first payment being due on the tenth day of the month following the entry of the Consent Order (October 10, 2001).

9. As certified by Leslie Aronson, respondent has failed to remit any payments (Exhibit 4).

CONCLUSIONS OF LAW

Pursuant to N.J.S.A. 45:1-21 (b), (e), and (h), respondent's conduct as set forth herein constitutes grounds for the Board's refusal to issue a license or the Board's suspension or revocation of respondent's license to practice social work in the State of New Jersey. Respondent conduct constitutes employing dishonesty and misrepresentation pursuant to N.J.S.A. 45:1-21 (b) in that respondent did not disclose his suspension to his employers. Moreover, respondent's conduct constitutes professional misconduct pursuant to N.J.S.A. 45:1-21(e) in that respondent's failure to comply with the terms of the Consent Order is a failure to cooperate pursuant to N.J.A.C. 13:45C-1.4 which is deemed professional misconduct. Further, respondent's conduct constitutes

a failure to comply with statutes and regulations of the Social Work Licensing Act pursuant to N.J.S.A. 45:1-21(h) in that respondent engaged in social work practice without a certification or license.

IT IS, THEREFORE, ON THIS 6th DAY OF December 2001

ORDERED THAT:

1. Respondent's certification to practice social work in the State of New Jersey, including exempt settings as defined in N.J.S.A. 45:15BB-5, is hereby revoked.

2. Respondent is hereby assessed a civil penalty in the amount of five thousand dollars (\$5,000.00) for his violations pursuant to N.J.S.A. 45:1-21 (b), (e), and (h). The payment shall be by certified check or money order, payable to the State of New Jersey, and sent to Leslie Aronson, Executive Director, State Board of Social Work Examiners, Post Office Box 45033, Newark, New Jersey 07101. The penalty is due within twenty-one days of the entry of the Final Order of Discipline.

3. The within Order shall become effective and final at 5:00 P.M. on the 30th business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) submitting a written request for modification or dismissal to Leslie Aronson, Executive Director, State Board of

Social Work Examiners, Post Office Box 45033, Newark, New Jersey
07101;

b) setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed;

c) submitting any and all documents or other written evidence supporting respondent's request for consideration and mitigation therefor.

4. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that submitted materials merit further consideration, a Final Order will be entered.

5. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary Findings of Fact and Conclusion of Law contained herein shall serve as notice of the factual and legal allegations in such proceedings.

NEW JERSEY STATE BOARD OF SOCIAL WORK EXAMINERS

By: Mariagnes B. Lattimer
Mariagnes Lattimer, Ph.D, MSW, LCSW
President